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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,) NO. 3:22-CR-00316-JD
Plaintiff,)
v.) STIPULATION TO CONTINUE STATUS
JULIAN CISNEROS) CONFERENCE TO MARCH 13, 2023 AND
Defendant.) EXCLUDE TIME FROM JANUARY 27, 2023 TO
) MARCH 13, 2023 AND ~~[PROPOSED]~~ ORDER
)
)

On December 2, 2022, the Court issued an order setting a status conference for February 6, 2023 and excluding time under the Speedy Trial Act from November 30, 2022 until February 6, 2023.

The defendant, Julian Cisneros, is currently being evaluated by a neuropsychologist and additional time is needed to complete this process and review discovery. It is therefore stipulated by and between counsel for the United States and counsel for the defendant that the status conference be continued from February 6, 2023 to March 13, 2023. Counsel further stipulates that time be excluded under the Speedy Trial Act from January 27, 2023 until March 13, 2023.

For these reasons, the parties stipulate and agree that excluding time until March 13, 2023 will allow for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties further

1 stipulate and agree that the ends of justice served by excluding the time from January 27, 2023 until March
2 13, 2023 from computation under the Speedy Trial Act outweigh the best interests of the public and the
3 defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

4 The undersigned Assistant United States Attorney certifies that she has obtained approval from
5 counsel for the defendant to file this stipulation and proposed order.

6 IT IS SO STIPULATED.

7 DATED: January 27, 2023

/s/
KELSEY C. DAVIDSON
Assistant United States Attorney

9 DATED: January 27, 2023

/s/
10 DAVID RIZK
11 Counsel for Defendant Julian Cisneros

12 **[PROPOSED] ORDER**

13 Based upon the facts set forth in the stipulation of the parties and for good cause shown, the Court
14 finds that the status conference should be continued from February 6, 2023 to March 13, 2023, and that
15 failing to exclude the time from January 27, 2023 through March 13, 2023 would unreasonably deny
16 defense counsel and the defendant the reasonable time necessary for effective preparation, taking into
17 account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the
18 ends of justice served by excluding the time from January 27, 2023 until March 13, 2023 from computation
19 under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial.
20 Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the status conference set
21 for February 6, 2023 be continued to March 13, 2023 and that time from January 27, 2023 until March 13,
22 2023 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

23 IT IS SO ORDERED.

24
25 DATED: January 30, 2023


26 JAMES DONATO
27 United States District Judge